REMARKS

This application has been carefully reviewed in light of the Office Action dated August 23, 2005. Claims 145, 146, 149 to 151, 153 to 155, 158 to 160, 162, 163, 166 to 168 and 172 to 187 are pending in the application, with Claims 182 to 187 having been added. Claims 145, 149, 150, 153, 154, 158, 159, 162, 163, 166 to 168 and 172 to 175 have been amended, and Claims 145, 153, 154, 162, 163, 172 to 175 and 185 to 187 are in independent form. Reconsideration and further examination are respectfully requested.

Claims 145, 146, 150, 151, 153 to 155, 159, 160, 162, 163, 166 to 168, 173 and 175 to 181 were rejected under 35 U.S.C. § 102(e) over U.S. Patent No. 6,302,844 (Walker); Claims 149, 158 and 167 were rejected under 35 U.S.C. § 103(a) over Walker in view of U.S. Patent Application Publication No. 2002/0077953 (Dutta); and Claims 172 and 174 were rejected under 35 U.S.C. § 103(a) over Walker in view of Dutta. Reconsideration and withdrawal are respectfully requested.

Claims 145, 153, 154, 162, 163, 172 to 175

Referring specifically to the claims, independent Claim 145 as amended is directed to a body temperature managing method. The method includes a body temperature data obtaining step for obtaining body temperature data, and a body temperature data storing step for storing the body temperature data obtained in the obtaining step. The method also includes a body temperature data analyzing step for analyzing body temperature data based on the body temperature data stored in the storing step, and an analyzed data transmitting step for transmitting the body temperature data

analyzed in the analyzing step to an outside device. A format of the analyzed body temperature data differs depending on the outside device.

Independent Claims 154 and 163 are respectively directed to a device and a computer-readable storage medium which are seen to generally correspond with Claim 145.

Independent Claim 153 as amended is directed to a body temperature managing device. The device includes body temperature data obtaining means for obtaining enciphered body temperature data, and body temperature data storing means for storing the enciphered body temperature data obtained by the obtaining means. The device also includes body temperature data analyzing means for deciphering the enciphered body temperature data stored in the storing means and for analyzing body temperature data based on the deciphered body temperature data. In addition, the device includes analyzed data transmitting means for transmitting the body temperature data analyzed by the analyzing means to an outside device, wherein a format of the analyzed body temperature data differs depending on the outside device.

Independent Claim 162 as amended is directed to a computer-readable storage medium which is seen to generally correspond with Claim 153.

Independent Claim 172 as amended is directed to a body temperature managing method. The method includes a body temperature data obtaining step for obtaining body temperature data, and a body temperature data storing step for storing the body temperature data obtained in the obtaining step. The method also includes a body temperature data analyzing step for analyzing body temperature data based on the body temperature data stored in the storing step, and an analyzed data transmitting step for

transmitting the body temperature data analyzed in the analyzing step to an outside device, wherein a format of the analyzed body temperature data differs depending on the outside device. In addition, the method includes a presenting step for presenting a list of hospitals according to the analysis results analyzed in the body temperature data analyzing step, a counting step for counting the number of reservations, in the event that reservations have been made at an arbitrary hospital from the hospital list presented in the presenting step, and a cash-back step which gives back cash to the individual making reservations, depending on the counted number.

Independent Claim 174 as amended is directed to a device which is seen to generally correspond to Claim 172.

Independent Claim 173 as amended is directed to a body temperature managing method. The method includes a body temperature data obtaining step for obtaining body temperature data, a body temperature data storing step for storing the body temperature data obtained in the obtaining step, and a body temperature data analyzing step for analyzing body temperature data based on the body temperature data stored in the storing step. The method also includes an analyzed data transmitting step for transmitting the body temperature data analyzed in the analyzing step to an outside device, wherein a format of the analyzed body temperature data differs depending on the outside device. In addition, the method includes a presenting step for presenting a list of hospitals according to the analysis results analyzed in the body temperature data analyzing step, wherein the analyzed data transmitting step comprises a second transmitting step for transmitting analyzed data to a hospital selected from the hospital list presented in the presenting step,

and an obtaining step for obtaining results diagnosed based on the body temperature data at the hospital.

Independent Claim 175 as amended is directed to a device which is seen to generally correspond to Claim 173.

A feature of the invention of Claims 145, 153, 154, 162, 163, 172 to 175 therefore lies in transmitting body temperature data which has been analyzed to an outside device, wherein a format of the analyzed body temperature data differs depending on the outside device. The applied references of Walker and Dutta are not seen to disclose or suggest at least this feature.

As understood by Applicants, Walker discloses a system in which each of a plurality of patent telemetry devices monitor at least one physiological parameter of a patient, and communicate data of the monitored parameter to a central server. The central server examines the communicated data to determine if the at least one physiological parameter is within appropriate or "normal" parameter boundaries. If the data is not within the appropriate boundary, the central server determines if an event or medical anomaly may be occurring. If such a determination is made, then the central server communicates an offer to one or more physician terminal devices. See Walker, column 4, lines 15 to 58.

Although Walker may be seen to disclose that patient telemetry devices monitor a physiological parameter, and communicate data of the physiological parameter to a central server for possible communication to physician terminal devices, nothing in Walker is seen to disclose or suggest that the format of data differs depending on the physician terminal device. Accordingly, Walker is not seen to disclose or suggest

transmitting body temperature data which has been analyzed to an outside device, wherein a format of the analyzed body temperature data differs depending on the outside device.

In addition, Dutta has been reviewed and is not seen to compensate for the deficiencies of Walker.

Allowance of Claims 145, 153, 154, 162, 163, 172 to 175 is therefore respectfully requested.

Claims 185 to 187

Newly-added independent Claim 185 is directed to a body temperature managing method. The method includes a body temperature data obtaining step for obtaining enciphered body temperature data, a body temperature data storing step for storing the enciphered body temperature data obtained in the obtaining step, and a duplicate creating step for creating a duplicate of the enciphered body temperature data. The method also includes a data deciphering step for deciphering the body temperature data created in the duplicate creating step, a body temperature data analyzing step for analyzing body temperature data deciphered in the data deciphering step, and a deleting step for deleting the deciphered body temperature data following completion of the analyzing step. In addition, the method includes an analyzed data transmitting step for outside transmitting of analyzed data analyzed in the analyzing step, and a presenting step for presenting a list of facilities according to the analysis results analyzed in the body temperature data analyzing step.

Newly-added independent Claims 186 and 187 are respectively directed to a device and a computer-readable storage medium which are seen to generally correspond with Claim 185.

Thus, among its many features, the invention of Claims 185 to 187 provides for (i) creating a duplicate of enciphered body temperature data, (ii) deciphering the created body temperature data, (iii) analyzing the body temperature data deciphered in the data deciphering step, and (iv) deleting the deciphered body temperature data following completion of the analysis. Walker and Dutta are not seen to disclose or suggest at least these features.

Allowance of Claims 185 to 187 is therefore respectfully requested.

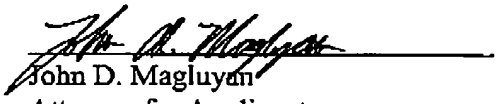
Accordingly, based on the foregoing amendments and remarks, independent Claims 145, 153, 154, 162, 163, 172 to 175 and 185 to 187 are believed to be allowable over the art of record.

The other claims in the application are each dependent from the independent claims and are believed to be allowable over the art of record for at least the same reasons. Because each dependent claim is deemed to define an additional aspect of the invention, however, the individual consideration of each on its own merits is respectfully requested.

No other matters being raised, it is believed that the entire application is fully in condition for allowance, and such action is courteously solicited.

Applicants' undersigned attorney may be reached in our Costa Mesa, CA office at (714) 540-8700. All correspondence should be directed to our below listed address.

Respectfully submitted,



John D. Magluyan
Attorney for Applicants
Registration No.: 56,867

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-2200
Facsimile: (212) 218-2200

CA_MAIN 105126v1

This Page is Inserted by IFW Indexing and Scanning Operations and is not part of the Official Record

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☐ BLACK BORDERS
- ☐ IMAGE CUT OFF AT TOP, BOTTOM OR SIDES
- ☐ FADED TEXT OR DRAWING
- ☐ BLURRED OR ILLEGIBLE TEXT OR DRAWING
- ☐ SKEWED/SLANTED IMAGES
- ☐ COLOR OR BLACK AND WHITE PHOTOGRAPHS
- ☐ GRAY SCALE DOCUMENTS
- ☑ LINES OR MARKS ON ORIGINAL DOCUMENT
- ☐ REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY
- ☐ OTHER: _____

IMAGES ARE BEST AVAILABLE COPY.
As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.